

in accordance with this resolution, it stand adjourned until 10 o'clock ante meridiem on Monday, July 25, 1988, or until 12 o'clock meridian on the second day after Members are notified to reassemble pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble whenever, in their opinion, the public interest shall warrant it.

Agreed to July 14, 1988.

### ENROLLMENT CORRECTIONS—H.R. 4264

July 14, 1988

[H. Con. Res. 338]

*Resolved by the House of Representatives (the Senate concurring),* That, in the enrollment of the bill (H.R. 4264) to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes, the Clerk of the House of Representatives shall make the following corrections:

(1) In the table of contents in section 3—

(A) in the item relating to section 525, strike out “cost”;

(B) in the item relating to section 701, strike out “Assistant Secretary of Defense for Command, Control, and Communications” and insert in lieu thereof “Authority to establish position of Assistant Secretary of Defense for Intelligence”;

(C) in the item relating to section 1002, strike out “NATO” and insert in lieu thereof “North Atlantic Treaty Organization”;

(D) in the item relating to title XI, insert “AND LAW ENFORCEMENT SUPPORT” at the end;

(E) in the item relating to section 1107, strike out “Report on needed legislation” and insert in lieu thereof “Reports”;

(F) in the item relating to section 1213, insert “appropriations” after “of certain”;

(G) in the item relating to section 1222, strike out “of” and insert in lieu thereof “a”;

(H) in the item relating to section 1225, insert “for over-haul of naval vessels” after “shipyards”;

(I) in the item relating to section 1227, insert “plans” after “shipbuilding”;

(J) in the item relating to section 1307, strike out “arms” and insert in lieu thereof “defense articles”;

(K) in the item relating to section 2404, strike out “Afcnt” and insert in lieu thereof “AFCENT”; and

(L) in the item relating to section 2407, strike out “defense agencies” and insert in lieu thereof “Defense Agencies”.

(2) In section 111(b)(2), strike out “five-year defense plan” and insert in lieu thereof “Five-Year Defense Program”.

## (3) In section 303—

(A) insert “means” in subsection (d) before “available.”; and

(B) strike out “appropriations Act” in subsection (e) and insert in lieu thereof “appropriation Acts”.

## (4) In section 305(b)—

(A) insert “and” at the end of paragraph (1)(A); and

(B) strike out “on the” in paragraph (2) and insert in lieu thereof “on a”.

(5) In section 322(b), strike out “paragraph (1)” and insert in lieu thereof “subsection (a)”.

(6) In section 324(a), strike out “(1)” after “AUTHORITY.—”.

(7) In section 327(b), strike out “Five Year Defense Plan” in paragraph (1) and insert in lieu thereof “Five-Year Defense Program”.

(8) In section 2467(b)(1)(B) of title 10, United States Code, as added by section 331(a), strike out “the” after “relating to”.

(9) In section 2892(c)(2) of title 10, United States Code, as added by section 342(a)(1), strike out “reason” and insert in lieu thereof “reasons”.

(10) In section 2722(c) of title 10, United States Code, as added by section 344(a)—

(A) in paragraph (1), strike out “materials” and insert in lieu thereof “material”; and

(B) in paragraph (2), strike out “same meanings as provided in” and insert in lieu thereof “meanings given those terms by”.

(11) In section 411(a), insert a period at the end of paragraph (3).

(12) In section 512(b), redesignate clauses (A) and (B) as clauses (1) and (2), respectively.

(13) In section 521(a)(2), insert a period after “entrants” in the quoted material.

## (14) In section 703—

(A) redesignate subsection (b) as subsection (c); and

(B) insert after subsection (a) the following:

“(b) PAY GRADE.—Notwithstanding section 5316 of title 5, United States Code, the General Counsel of each of the military departments shall be paid at the highest rate of basic pay payable under section 5382 of title 5, United States Code, to a member of the Senior Executive Service.”.

(15) In section 712, strike out the period at the end of paragraph (4) and insert in lieu thereof a semicolon.

(16) In section 2330 of title 10, United States Code, as added by section 801(a)—

(A) strike out the section heading and insert in lieu thereof the following:

**“§ 2330. Integrated financing policy”;**

(B) in subsection (a)—

(i) insert “(1)” after “PLAN.—”; and

(ii) strike out “subsection (d)” and insert in lieu thereof “paragraph (2)”;

(C) designate the sentence beginning “In developing” as subsection (b) and in that sentence—

(i) insert “MATTERS TO TAKE INTO CONSIDERATION.—” before “In developing”; and

(ii) insert “under subsection (a)” after “the plan”;

(D) insert at the end of subsection (a) the following:

“(2) This section applies to the following policies applicable to Department of Defense contracts:

“(A) Policies relating to progress payments or other financing by the Department of Defense under such contracts.

“(B) Policies relating to the return on contractor investment under such contracts.

“(C) Policies relating to the allocation of contract risk between the Department of Defense and a contractor.”;

(E) strike out subsection (d) and redesignate the second subsection (b) and subsection (c) as subsections (c) and (d), respectively;

(F) in subsections (b)(1), (c) and (d) (as so redesignated), strike out “five-year defense program” and insert in lieu thereof “Five-Year Defense Program”; and

(G) in the second sentence of subsection (d) (as so redesignated), strike out “current negotiated contracts” and insert in lieu thereof “contracts negotiated during the preceding fiscal year”.

(17) In section 801(a)(2), strike out “contract” in the quoted matter in that section and all that follows through “risk-sharing” and insert in lieu thereof “financing”.

(18) In section 803—

(A) in paragraph (2), strike out “by striking” and all that follows through the semicolon and insert in lieu thereof “by inserting ‘or in the case of the Under Secretary of Defense for Acquisition, acting in his capacity as the senior procurement executive for the Department of Defense, the Under Secretary’s delegate designated pursuant to paragraph (6)(B)’ after ‘(without further delegation)’”; and

(B) in paragraph (6)(B) of section 2304(f) of title 10, United States Code, as added by paragraph (3)—

(i) strike out “senior procurement executive of an agency” and insert in lieu thereof “Under Secretary of Defense for Acquisition”; and

(ii) insert “, other than a military department,” in clause (ii) after “title”.

(19) In the matter inserted by section 805(a)(2), strike out “on second sources”.

(20) In section 2305(d)(4)(B) of title 10, United States Code, as added by section 806(a)(1)—

(A) strike out “the responses to solicitations” and insert in lieu thereof “offers in response to a solicitation”; and

(B) strike out “life cycle” and insert in lieu thereof “life-cycle”.

(21) In section 806(b), strike out “such section” and all that follows through the period and insert in lieu thereof “section 2305(d) of such title are each amended by striking out ‘The proposals’ and all that follows through ‘contract are’ and inserting in lieu thereof ‘Proposals referred to in the first sentence of subparagraph (A) are’”.

(22) In section 807(a)(2)(A), strike out “a firm fixed-price contract” and all that follows through “a major system” and insert in lieu thereof the following: “if a contract for development of a major system is to be awarded in an amount greater than \$10,000,000, the contract may not be a firm fixed-price contract”.

(23) At the end of the table of sections at the beginning of chapter 148 of title 10, United States Code, as amended by section 821(b)(1)(B), insert the following:

"2504. Defense memoranda of understanding.

"2505. Offset policy; notification.

"2506. Limitation on use of funds: procurement of goods which are other than American goods.

"2507. Miscellaneous procurement limitations."

(24) In section 2502 of title 10, United States Code, as added by section 821(b)(1)—

(A) in subsection (a)—

(i) insert "Secretary of Defense, acting through the" after "The" in the matter preceding paragraph (1);

(ii) insert a comma after "Acquisition" in the matter preceding paragraph (1);

(iii) insert a comma after "program" the first place it appears in paragraph (1); and

(iv) strike out "life cycle" in paragraph (4) and insert in lieu thereof "life-cycle";

(B) in subsection (c)(1)—

(i) insert "Secretary of Defense, acting through the" after "The" in the matter preceding subparagraph (A);

(ii) insert a comma after "Acquisition" in the matter preceding subparagraph (A); and

(iii) strike out "program requirements" in subparagraph (A) and insert in lieu thereof "requirements for that program"; and

(C) in subsection (c)(2), strike out "industries producing in the United States and Canada" and insert in lieu thereof "firms engaged in production in the United States or Canada".

(25) In section 2503 of title 10, United States Code, as added by section 821(b)(1)—

(A) strike out "The defense industrial base office" and insert in lieu thereof "Such an office";

(B) in paragraph (2), strike out "utilization" and insert in lieu thereof "use"; and

(C) in paragraph (3), strike out "such Defense Acquisition Regulations and" and insert in lieu thereof "the regulations of the Department of Defense prescribed as part of the Federal Acquisition Regulation (the single system of Government-wide procurement regulation as defined in section 4(4) of the Office of Federal Procurement Policy Act) and such".

(26) In section 821(c)—

(A) insert "the Secretary of" before "each military department"; and

(B) strike out "these programs" and insert in lieu thereof "each such program".

(27) In section 2507(d)(3) of title 10, United States Code, as added by section 822(a)—

(A) strike out "determines that—" and insert in lieu thereof "determines that any of the following apply with respect to that item:";

(B) strike out "the" at the beginning of each of subparagraphs (A), (D), (E), and (F) and insert in lieu thereof "The";

(C) strike out "satisfactory" at the beginning of subparagraph (C) and insert in lieu thereof "Satisfactory";

(D) strike out the semicolon at the end of each of subparagraphs (A), (B), (C), and (D) and insert in lieu thereof a period; and

(E) strike out “; or” at the end of subparagraph (E) and insert in lieu thereof a period.

(28) In section 822—

(A) strike out “(a) IN GENERAL.—”;

(B) strike out the close quotation marks and the period immediately after the close quotation marks;

(C) strike out “(b)” and all that follows through “subsection (a),” and insert in lieu thereof “(4) The provisions of this section”; and

(D) add close quotation marks and a period at the end.

(29) In section 2368(b) of title 10, United States Code, as added by section 823(a)—

(A) insert “beginning in the year” in paragraph (3) before “in which the plan is submitted”; and

(B) strike out “relative” in paragraph (4).

(30) In section 824—

(A) strike out “(a) IN GENERAL.—”;

(B) strike out “adding” and insert in lieu thereof “inserting”;

(C) strike out subsection (b); and

(D) in section 2504 of title 10, United States Code, as added by such section, strike out “Department of Defense” and insert in lieu thereof “Secretary of Defense, acting on behalf of the United States.”.

(31) In section 825—

(A) in subsection (a)(4), strike out “utilizing” and insert in lieu thereof “using”;

(B) in subsection (b)—

(i) strike out “(1)”;

(ii) strike out “adding” and insert in lieu thereof “inserting”; and

(iii) strike out paragraph (2); and

(C) in subsection (d)(4), strike out “the terms ‘foreign firm’ and ‘United States firm’ have” and insert in lieu thereof “the terms ‘United States firm’ and ‘foreign firm’ have”.

(32) In the quoted material added by section 826(a), align paragraph (5) full measure and align subparagraphs (A), (B), and (C) so as to be indented two ems.

(33) In section 832(a), insert “, as amended by section 322(a),” in paragraph (1) after “paragraph (1)”.

(34) In section 842(b), strike out “TECHNICAL” and insert in lieu thereof “CLERICAL”.

(35) In section 1034(a)(1) of title 10, United States Code, as added by section 846(a), strike out “armed force” and insert in lieu thereof “armed forces”.

(36) In chapter 18 of title 10, United States Code, as amended by section 1104(a)—

(A) strike out “activities” in section 374(b)(2)(D) and insert in lieu thereof “programs”; and

(B) strike out “naval vessels” in section 379(a) and insert in lieu thereof “naval vessel”.

(37) In section 1107(c)(1), strike out “act” and insert in lieu thereof “Act”.

(38) In section 1202(1), insert “and” at the end of subparagraph (A).

(39) In section 1212(b), strike out "Annison" in paragraph (3) and insert in lieu thereof "Anniston".

(40) In section 1221(a)—

(A) strike out the period at the end of paragraphs (2) through (5) and insert in lieu thereof a semicolon;

(B) strike out "In" after "(3)" and insert in lieu thereof "in"; and

(C) insert "and" at the end of paragraph (5).

(41) In section 1227(a), strike out "Defense Plan" and insert in lieu thereof "Defense Program".

(42) In section 1403(e)(1), insert "title I of division C of" before "Public Law 100-180".

(43) In section 1421(a)(1) strike out "title" and insert in lieu thereof "part".

(44) In section 1423(a)(2), strike out "(in this title referred to as the 'Secretary')".

(45) In section 1436(c)(2), strike out "become necessary" and insert in lieu thereof "becomes necessary".

(46) In section 1441(a)(1), strike out "(68 Stat. 919; 42 U.S.C. 2011 and following)" and insert in lieu thereof "(42 U.S.C. 2011 et seq.)".

(47) In chapter 21 of the Atomic Energy Act of 1954, as added by section 1441(a)—

(A) in section 311(c)(1), strike out the second sentence;

(B) in section 311(d)(2), strike out "One" in subparagraphs

(A) through (E) and insert in lieu thereof "one"; and

(C) in section 318(2), strike out "96 Stat. 2201,".

(48) In section 1441(c)(1)—

(A) strike out "Facility" and insert in lieu thereof "Facilities"; and

(B) insert "in this subsection" after "(hereafter)".

(49) In sections 2103(b), 2202(a), 2203(b), and 2303(b), insert a comma after "amount shown".

(50) In sections 2203(b) and 2303(b), insert a comma after "units shown".

(51) In section 2106(a), insert "and 1989" after "1988".

(52) In section 2305, strike out "Facility" in paragraph (1) and insert in lieu thereof "facility".

(53) In section 2401(b), insert "the" before "Netherlands" in the items relating to Department of Defense dependent schools.

(54) In section 2405, insert "division B of" before "Public Law 99-661".

(55) In section 2813(a), redesignate subparagraphs (A), (B), and (C) as paragraphs (1), (2), and (3), respectively.

(56) In section 2814(c), insert "division B of" before "Public Law 99-661".

(57) In section 2817(a), insert "a" before "solicitation".

(58) In section 2818(b), insert "of the Army" after "Secretary".

(59) In section 2819(b), insert a comma after "parts of facilities" in paragraph (2).

(60) In section 2828(b), strike out "Federal government" and insert in lieu thereof "Federal Government".

Agreed to July 14, 1988.